

Patent
224/183

BY
Coneil

quantity of information to be delivered to the client station without the client station initiating transmission of the message by establishing a connection with the server.

REMARKS:

The Examiner is thanked for his courtesy and time in granting an interview with the undersigned attorney on February 28, 2000. During the interview, Applicants' attorney discussed the cited Hidary reference (U.S. Pat. No. 5,852,775) and the claim amendments that appear in this paper.

As clarified by the present Amendment, independent claim 1 now recites the following:

evaluating the information at the server to determine whether the information is of a selected type and quantity without the client station initiating the evaluation by establishing a connection with the server

Independent claims 10, 16, and 19, as clarified, include language similar to the underlined portion of claim 1.

The cited Hidary reference discloses a cellular telephone advertising system. However, in the Hidary reference, advertising is sent from the server (station 12) to client (subscriber 16) *only if the subscriber first initiates a request for an open channel*. See Hidary at col. 1, line 57, col. 2 lines 53-55, box 100 of Fig. 3, box 200 of Fig. 4. Hidary fails to disclose a system in which information is sent from server to client *without the client first establishing a connection to the server* to initiate the transfer of information. Thus, it is respectfully submitted that Hidary does not anticipate claims 1, 10, 16, or 19 of the application. Since claims 2-8, 11-12, 17-18, and 20-25 are dependant claims of claims 1, 10, 16, or 19, these dependant claims are likewise not anticipated by the Hidary reference.

With respect to the section 103 rejections of claims 8 and 21, Applicants submit that the above remarks also apply to address the obviousness rejection, in that Hidary fails to teach or suggest a system in which information is sent from server to client without the client first establishing a connection to the server to initiate the transfer of information. Moreover, the Office Action has not identified any suggestion or teachings to combine the Hidary reference with SMS paging to arrive at the claimed invention. Thus, it is respectfully submitted that claims 8 and 21 are not rendered obvious by the Hidary reference.

Patent
224/183

Applicants respectfully request reconsideration and allowance of the remaining claims in view of the above amendments and remarks.

Respectfully submitted,

LYON & LYON LLP

Dated: 2-28-00

By: 

Peter C. Mei
Reg. No. 39,768

633 West Fifth Street, Suite 4700
Los Angeles, California 90071-2066
(408) 993-1555